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PTO/SB/64 (07-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
6301/CONSLIUM/DV

First named inventor: **Badri N. KRISHNAMURTHY**

Application No: **09/928,474**

Art Unit: **2812**

Filed: **August 14, 2001**

Examiner: **Andre C. Stevenson**

Title: **EXPERIMENT MANAGEMENT SYSTEM, METHOD AND MEDIUM**

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity – fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

Other than small entity – fee \$ 1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):

has been filed previously on _____.

is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ 1,700.00.

has been paid previously on _____.

is enclosed herewith.

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09/23/2005 MBEYENE2 00000135 080219 09928474

01 FC:1453 1500.00 DA
02 FC:1501 1400.00 DA
03 FC:1504 300.00 DA

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3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].



Signature

September 21, 2005

Date

Scott Alter

Typed or printed name

32,879

Registration Number, if applicable

WILMER CUTLER PICKERING HALE AND DORR LLP
1455 Pennsylvania Avenue, N.W.
Washington, DC, 20004

Address

(202)-942-8400

Telephone Number

Enclosures: Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: _____



Docket No.: 6301/CONSLIUM/DV

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Badri N. KRISHNAMURTHY et al. :
Serial No. 09/928,474 : Group Art Unit: 2812
Filed: August 14, 2001 : Examiner: Andre C. Stevenson
For: EXPERIMENT MANAGEMENT SYSTEM, METHOD AND MEDIUM

FEE TRANSMITTAL

Honorable Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

The Commissioner for Patents is hereby authorized to charge \$3,200.00 to Deposit Account No. 08-0219. Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0219.

Respectfully submitted,
Wilmer Cutler Pickering Hale and Dorr LLP


Scott M. Alter
Registration No. 32,879

The Willard Office Building
1455 Pennsylvania Avenue, NW
Washington, DC 20004
202 942 8400
Date: 9/21/05